

CRIMINAL CAUSE FOR MOTION HEARING

BEFORE JUDGE: HURLEY, J. DATE: MAY 19, 2005 TIME: 3:00- 3:30

DOCKET NUMBER: CR-04-0305 TITLE: USA V. SORIANO CAPISTRANO

DEFT. NAME: CESAR SORIANO CAPISTRANO DFT. #: 1
X PRESENT, ___ NOT PRESENT, ___ IN CUSTODY, X ON BAIL

ATTY FOR DEFT.: CHARLES HOCKBAUM ___ CJA
X PRESENT, ___ NOT PRESENT X RET
___ PDA

A.U.S.A.: MARK LESKO DEPUTY CLERK: TRISH BEST

COURT REPORTER(S) OR ESR OPERATOR: PERRY AUERBACH

INTERPRETER(S): _____

PROBATION OFFICER: _____

X CASE CALLED.

X MOTION CONFERENCE HELD ON DEFENDANT'S MOTION TO DISMISS THE INDICTMENT FOR IMPROPER VENUE.

X ARGUMENTS HEARD X MOTION GRANTED. ___ MOTION DENIED. ___ DECISION RESERVED.

X DECISION ENTERED INTO THE RECORD.

THE GOVERNMENT DOES NOT OBJECT TO DEFENDANT' S MOTION TO DISMISS AND CONCEDES THAT VENUE IS IMPROPER.

THE COURT ORDERS THE INDICTMENT DISMISSED WITHOUT PREJUDICE AND THE CLERK IS DIRECTED TO CLOSE THIS CASE.